

# Montana State Legislature

## **2013 Session**

### **ADDITIONAL DOCUMENTS MAY INCLUDE THE FOLLOWING:**

- **Business Report**
- **Roll Call – Attendance**
- **Standing Committee Reports**
- **Tabled Bills**
- **Fiscal Reports etc.**
- **Roll Call Votes**
- **Informational Items**
- **Witness Statements**
- **Any Documents; such as;**
  - \* **Petitions if any.**
  - \* **Any and all material handed end after the meeting ends.**

**The original is on file at the  
Montana Historical Society  
and may be viewed there.**

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2013 Legislative Scanner Susie Hamilton**

**BUSINESS REPORT**  
**MONTANA SENATE**  
**63rd LEGISLATURE - REGULAR SESSION**

**SENATE JUDICIARY COMMITTEE**

**Date:** Tuesday, March 19, 2013  
**Place:** Capitol

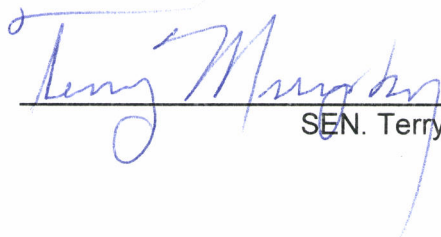
**Time:** 8:30 A.M.  
**Room:** 303

**BILLS and RESOLUTIONS HEARD:**

HB 229 - Generally revise laws related to campaign finance limits and maximums - Rep. Scott Reichner  
HB 385 - Revise landlord tenant laws regarding tenant action that may harm premises - Rep. Steve Lavin  
HB 438 - Establish procedures for landlord tenant actions in justice court - Rep. Nancy Ballance  
HB 485 - Revise landlord tenant laws to expand Justice Court jurisdiction - Rep. Steve Lavin  
HB 497 - Restrict certain municipal ordinance penalties - Rep. Kerry White

**EXECUTIVE ACTION TAKEN:**

**Comments:**

  
\_\_\_\_\_  
SEN. Terry Murphy, Chair

# MONTANA STATE SENATE

## 2013 JUDICIARY COMMITTEE

### ROLL CALL

DATE: 3/19/13

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
CHAIRMAN, SENATOR TERRY MURPHY	—	
VICE CHAIRMAN, SENATOR SCOTT SALES	—	
SENATOR SHANNON AUGARE	—	
SENATOR ANDERS BLEWETT	—	
SENATOR SCOTT BOULANGER	—	
SENATOR JOHN BRENDEN		—
SENATOR ROBYN DRISCOLL		—
SENATOR JENNIFER FIELDER	—	
SENATOR LARRY JENT	—	
SENATOR CLIFF LARSEN	—	
SENATOR CHAS VINCENT	—	
SENATOR ART WITTICH		—



**MONTANA STATE SENATE**  
**Visitors Register**  
**SENATE JUDICIARY COMMITTEE**

**Tuesday, March 19, 2013**

**HB 438 - Establish procedures for landlord tenant actions in justice court**

**Sponsor: Rep. Nancy Ballance**

**PLEASE PRINT**

Name	Representing	Support	Oppose	Info
John Sinnerud	MT Landlord Assoc	X		
Laurel Jean Nedrud	MT Landlord Assoc	X		
Ed Nordby	MT LANDLORDS ASSOC	X		
Mickey Zragman	Mt Landlord Assoc	x		
Wesley	Bozeman MT	X		
Sharon Lodge	Bozeman LL Pres	X		
Jeff Blum	Landlords	x		
Clara Lodge	Landlords	X		
Amy Hall	MT Legal Services Assn			X
Bill Steffelt	Mt Landlord Assoc	X		
Mike Chumy	M. L. A	X		
Bill Louie	M L A	X		
Amy Fisher	MAR	X		
Garnett Rope	Self	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

## SENATE JUDICIARY COMMITTEE

**Sponsor: Rep. Scott Reichner**

[illegible]

**Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.**



**MONTANA STATE SENATE**  
**Visitors Register**  
**SENATE JUDICIARY COMMITTEE**

**Tuesday, March 19, 2013**

**HB 385 - Revise landlord tenant laws regarding tenant action that may harm premises**

**Sponsor: Rep. Steve Lavin**

**PLEASE PRINT**

Name	Representing	Support	Oppose	Info
John Sinzud	MT Landlords Assoc.	X		
Ed Nordey	MT LANDLORDS ASSOC	X		
Laurel Sean Nedrad	MT Landlord Assoc	X		
Mickey Grayman	Mt Landlord Assoc	x		
Nell	Gallatin	X		
Sharon Lodge	Bozeman LL	X		
Jeff Strong	Bozeman LL	X		
Chara Lodge	LL Landlord	X		
Amy Hall	MT Legal Services Asso			X
Bill Steffeldt	MT Landlord Assoc	X		
Wally C. Senn	M L A	X		
Bill Loeis	M L A	X		
Amy Fisher	MAR	X		
Garnett Rope	Self	X		

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**SENATE JUDICIARY COMMITTEE**

**Sponsor: Rep. Steve Lavin**

**PLEASE PRINT**

[illegible]

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**MONTANA STATE SENATE**  
**Visitors Register**  
**SENATE JUDICIARY COMMITTEE**

**Tuesday, March 19, 2013**

**HB 497 - Restrict certain municipal ordinance penalties**

**Sponsor: Rep. Kerry White**

**PLEASE PRINT**

Name	Representing	Support	Oppose	Info
John Sinclair	MT Landlords Assoc	X		
ED Nordby	MT Landlords Assoc	X		
Laurel Jean Nedrud	MT Landlord Assoc	X		
Jeffrey	Landlords	X		
Mickey Zimmerman	MT Landlord Assoc	X		
Walt	Gallatin	X		
Sharon Lodge	Bozeman LL	X		
Clara Lodge	Landlord Bozeman	X		
Ron Price	City of Bozeman		X	
Bill Staffeldt	MT Landlord Assoc	X		
Wesley C. Gentry	M L A	X		
Bejo Larcier	M L A	X		
Amy Fisher	MAR			
Garnett Rope	self	X		

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# Montana Association of Counties

*Serving Montana Counties Since 1909*

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[www.mtcounties.org](http://www.mtcounties.org)

March 19, 2013

Chairman Murphy and Member of the Senate Judiciary Committee

I earlier wrote to express MACo's opposition to HB 335 - Revise Sexual Offenses

On Monday, March 18<sup>th</sup>, the leadership of the Montana Association of Counties conducted a conference call with the Attorney General's office, the County Attorneys Association and Representative Eck, to discuss the concerns outlined in my earlier letter to you.

In the earlier letter, I discussed the "worst case scenario" of the fiscal implications based upon information provided at the hearing concerning the total number of non-designated offenders and upper-end estimated costs per case. We heard from both the Attorney General's office and the County Attorney's Association that these cost estimates would never happen because designations would not be sought on all non-designated offenders.

On the conference call, the County Attorneys Association provided assurances that county attorneys would not petition the court for evaluations and tier designations on all non-designated offenders and those designations would only be pursued on offenders likely to be determined to be Tier 2 or Tier 3 offenders and that those cases could be handled within the county attorney's budgets.

The Attorney General's office also provided assurances that assistance would be provided to those counties lacking the resources to pursue petitions for designation, much like they currently provide for prosecutorial services when requested.

Given these assurances that this bill will not create an undue fiscal burden on counties, the Montana Association of Counties withdraws its opposition of HB 335 and now will support the bill and the good policy decision that it represents.

MACo would like to express our thanks to Chairman Murphy and the committee members for allowing the stakeholders sufficient time to discuss the bill and resolve our differences.

Respectfully submitted,

Harold Blattie, Executive Director